

Message Text

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46

ORIGIN COME-00

INFO OCT-01 AF-10 ISO-00 EB-11 AGR-20 L-03 RSC-01 /046 R

DRAFTED BY PATENT OFFICE: SSCHLOSSER

APPROVED BY EB/CBA/BP:HJWINTER

EB/CBA/BP: EJRankin

AF/S - RJDOLS

AGRICULTURE - HODGES (SUBS)

COMMERCE - JLIGHTMAN

----- 071739

R 101509Z JUL 74

FM SECSTATE WASHDC

TO AMEMBASSY PRETORIA

UNCLAS STATE 148276

E.O. 11652: N/A

TAGS: EIND, SF

SUBJECT: AVAILABILITY TO U.S. NATIONALS OF PLANT

BREEDERS' RIGHTS

1. EMBASSY IS REQUESTED TO INFORMALLY CONTACT RSA OFFICIALS WITH THE VIEW TO DETERMINING WHETHER SOUTH AFRICA GRANTS BREEDERS' RIGHTS TO U.S. NATIONALS FOR ASEXUALLY REPRODUCED PLANT VARIETIES BRED OUTSIDE OF THE REPUBLIC OF SOUTH AFRICA.

2. IF SUCH RIGHTS ARE NOT GRANTED, PLEASE DETERMINE INFORMALLY WHAT STEPS MUST BE TAKEN BY THE USG TO MAKE U.S. NATIONALS ELIGIBLE FOR THESE BREEDERS' RIGHTS.

3. FYI - THE U.S. ACCORDS NATIONAL TREATMENT IN OBTAINING PATENTS TO NATIONALS OF MEMBER NATIONS OF THE PARIS UNION FOR THE PROTECTION OF INDUSTRIAL PROPERTY. SOUTH AFRICA IS A MEMBER. THE PROVISION OF SOUTH AFRICAN LAW UNDER WHICH BREEDERS' RIGHTS WOULD BE GRANTED TO U.S. NATIONALS IS BELIEVED TO BE SECTION 23 A OF THE PLANT BREEDERS' RIGHTS ACT, NO. 22 OF 1964. END FYI.

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4. PLEASE FORWARD REPLY TO ATTENTION OF US PATENT OFFICE

AND EB/CBA/BP. KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PLANTS (FLORA)
Control Number: n/a
Copy: SINGLE
Draft Date: 10 JUL 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE148276
Document Source: CORE
Document Unique ID: 00
Drafter: SSCHLOSSER
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740183-0892
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740761/aaaabzuw.tel
Line Count: 62
Locator: TEXT ON-LINE, ON MICROFILM
Office: ORIGIN COME
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: martinjw
Review Comment: n/a
Review Content Flags:
Review Date: 04 OCT 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <04 OCT 2002 by ThomasVJ>; APPROVED <15 JAN 2003 by martinjw>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: AVAILABILITY TO U.S. NATIONALS OF PLANT BREEDERS' RIGHTS
TAGS: EIND, SF, US
To: PRETORIA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005